

1 Mary E. McPherson, Esq., SBN 177194  
2 TRESSLER LLP  
3 18100 Von Karman Avenue, Suite 800  
Irvine, CA 92612  
Telephone: (949) 336-1200  
4 Facsimile: (949) 752-0245  
E-mail: mmcpherson@tresslerllp.com  
5

6 Attorneys for Defendant/Counterclaimant/Cross-Complainant,  
Arrowood Indemnity Company (f/k/a Royal Indemnity Company  
7 as successor-in-interest to Royal Insurance Company of America)

8 **UNITED STATES DISTRICT COURT**

9 **NORTHERN DISTRICT OF CALIFORNIA - OAKLAND DIVISION**

10  
11 AIU INSURANCE COMPANY, a New York  
corporation,

12 Plaintiff

13 v.

14  
15 ACCEPTANCE INSURANCE COMPANY, a  
Delaware corporation, TIG SPECIALTY  
INSURANCE COMPANY, a California  
corporation, ARROWOOD INDEMNITY  
COMPANY (f/k/a ROYAL INDEMNITY  
COMPANY AS SUCCESSOR-IN-INTEREST  
TO ROYAL INSURANCE COMPANY OF  
AMERICA) a Delaware corporation,  
AMERICAN SAFETY RISK RETENTION  
GROUP, INC., a Vermont corporation,  
AMERICAN SAFETY INDEMNITY  
COMPANY, a Oklahoma corporation, and  
DOES 1 through 10, inclusive,

16  
17 Defendants.  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**Case No.: C 07 5491 PJH**

Assigned for All Purposes to:  
Judge Phyllis J. Hamilton  
Courtroom 3, 3rd Floor

**[PROPOSED] ORDER RE STIPULATION  
OF DISMISSAL, WITH PREJUDICE, OF  
AMERICAN SAFETY RISK RETENTION  
GROUP, INC. AND AMERICAN SAFETY  
INDEMNITY COMPANY FROM  
ARROWOOD INDEMNITY COMPANY'S  
CROSS-CLAIMS**

**[F.R.C.P. Rule 41(a)]**

[Filed concurrently with Stipulation to  
Dismiss]

Complaint Filed: October 29, 2007  
Trial Date: None Set

1                   **[PROPOSED] ORDER**

2                 Having fully considered the concurrently filed Stipulation of Dismissal, with Prejudice,  
3 of American Safety Risk Retention Group, Inc. and American Safety Indemnity Company  
4 ("American Safety"), and pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, IT IS  
5 HEREBY ORDERED that:

- 6                 1. The cross-claims of Defendant/Counterclaimant/Cross-Complainant, Arrowood  
7 Indemnity Company (f/k/a/ Royal Indemnity Company as successor-in-interest to  
8 Royal Insurance Company of America) ("Arrowood") in the above-captioned  
9 matter against American Safety are dismissed, with prejudice.
- 10                2. Arrowood and American Safety are to bear their own attorneys' fees and costs.

11 PURSUANT TO STIPULATION, IT IS SO ORDERED

13 DATED: January 18, 2011

14  
15  
16  
17  
18 OC#31112  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

